

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

AMERITAS LIFE INSURANCE CORP.,

Plaintiff,

v.

WILMINGTON TRUST, N.A., as  
Securities Intermediary

Defendant.

No. 1:22-cv-907-JLH

AMERITAS LIFE INSURANCE CORP.,

Plaintiff,

v.

WILMINGTON TRUST, N.A., as  
Securities Intermediary

Defendant.

No. 1:22-cv-910-JLH

**STIPULATION OF VOLUNTARY DISMISSAL**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Ameritas Life Insurance Corp. and Defendant Wilmington Trust, N.A., as Securities Intermediary hereby submit this Stipulation of Voluntary Dismissal with prejudice of each of the Parties' claims and counterclaims without an award of fees or costs to any party.

Dated: August 11, 2023

Respectfully Submitted,

/s/ Kaan Ekiner

Kaan Ekiner (No. 5607)  
COZEN O'CONNOR  
1201 N. Market Street, Suite 1001  
Wilmington, DE 19801  
(302) 295-2000  
kekiner@cozen.com

OF COUNSEL:

Michael J. Miller (*pro hac vice*)  
Joseph M. Kelleher (*pro hac vice*)  
Philip J. Farinella (*pro hac vice*)  
COZEN O'CONNOR  
One Liberty Plaza, Suite 2800  
Philadelphia, PA 19103  
(215) 665-2000  
mjmill@cozen.com  
jkelleher@cozen.com  
pfarinella@cozen.com

*Attorneys for Plaintiff Ameritas Life  
Insurance Corp.*

/s/ Steven L. Caponi

Steven L. Caponi (No. 3484)  
Matthew B. Goeller (No. 6283)  
Megan E. O'Connor (No. 6569)  
K&L GATES LLP  
600 N. King Street, Suite 901  
Wilmington, DE 19801  
(302) 416-7000  
steven.caponi@klgates.com  
matthew.goeller@klgates.com  
megan.oconnor@klgates.com

OF COUNSEL:

Harry S. Davis (*pro hac vice*)  
Robert E. Griffin (*pro hac vice*)  
SCHULTE ROTH & ZABEL LLP  
919 Third Avenue  
New York, NY 10022  
(212) 756-2000

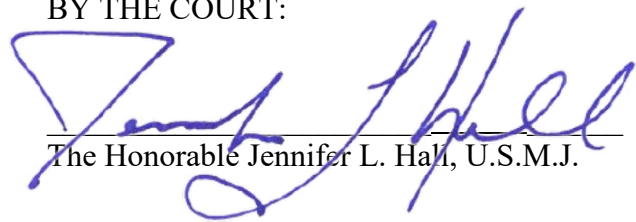
*Attorneys for Defendant Wilmington  
Trust, National Association, as  
Securities Intermediary*

**~~PROPOSED~~ ORDER**

**AND NOW**, this 15th day of August, 2023, upon consideration of Plaintiff, Ameritas Life Insurance Corp. and Defendant Wilmington Trust, N.A., as Securities Intermediary's Stipulation of Voluntary Dismissal, it is hereby **ORDERED** that Plaintiff, Ameritas Life Insurance Corp.'s Amended Complaint against Defendant, Wilmington Trust, N.A., as Securities Intermediary, and Defendant, Wilmington Trust, N.A., as Securities Intermediary's Counterclaims against Plaintiff, Ameritas Life Insurance Corp., are **DISMISSED** with prejudice.

DATED: 8/15/2023

BY THE COURT:

A handwritten signature in blue ink, appearing to read "Jennifer L. Hall", is written over a horizontal line. The signature is stylized and cursive.

The Honorable Jennifer L. Hall, U.S.M.J.